

House Engrossed Senate Bill

FILED

**KEN BENNETT
SECRETARY OF STATE**

State of Arizona
Senate
Forty-ninth Legislature
Second Regular Session
2010

CHAPTER 208

SENATE BILL 1350

AN ACT

AMENDING TITLE 26, CHAPTER 1, ARIZONA REVISED STATUTES, BY ADDING ARTICLE 7; TRANSFERRING AND RENUMBERING SECTIONS 41-1512, 41-1512.01 AND 41-1512.02, ARIZONA REVISED STATUTES, FOR PLACEMENT IN TITLE 26, CHAPTER 1, ARTICLE 7, ARIZONA REVISED STATUTES, AS ADDED BY THIS ACT, AS SECTIONS 26-261, 26-262 AND 26-263, RESPECTIVELY; AMENDING SECTIONS 26-261, 26-262 AND 26-263, ARIZONA REVISED STATUTES, AS TRANSFERRED AND RENUMBERED BY THIS ACT; AMENDING SECTIONS 37-102, 41-603 AND 41-3014.14, ARIZONA REVISED STATUTES; MAKING APPROPRIATIONS; RELATING TO THE MILITARY AFFAIRS COMMISSION.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Title 26, chapter 1, Arizona Revised Statutes, is amended
3 by adding article 7, to read:

4 ARTICLE 7. MILITARY AFFAIRS COMMISSION

5 Sec. 2. Section 41-1512, Arizona Revised Statutes, is transferred and
6 renumbered for placement in title 26, chapter 1, article 7, Arizona Revised
7 Statutes, as added by this act, as section 26-261 and, as so renumbered, is
8 amended to read:

9 26-261. Military affairs commission; definition

10 A. The military affairs commission is established. ~~Through December~~
11 ~~31, 2005, the commission membership consists of:~~

12 ~~1. Thirteen members who are appointed by the governor and who serve at~~
13 ~~the pleasure of the governor.~~

14 ~~2. One member who is appointed by the president of the senate and who~~
15 ~~serves at the pleasure of the president of the senate.~~

16 ~~3. One member who is appointed by the speaker of the house of~~
17 ~~representatives and who serves at the pleasure of the speaker of the house of~~
18 ~~representatives.~~

19 B. ~~From and after~~ THROUGH December 31, 2005 2010, the commission
20 membership consists of the following members:

21 1. Three members who are appointed by the president of the senate, who
22 serve at the pleasure of the president of the senate and who include the
23 following:

24 (a) One member who is knowledgeable in military affairs and who
25 represents the long-term interests of a military installation.

26 (b) One member who represents private property interests in the
27 territory in the vicinity as defined in section 28-8461.

28 (c) One member who represents the interests of a city, town or county.

29 2. Three members who are appointed by the speaker of the house of
30 representatives, who serve at the pleasure of the speaker of the house of
31 representatives and who include the following:

32 (a) One member who is knowledgeable in military affairs and who
33 represents the long-term interests of a military installation.

34 (b) One member who represents private property interests in the
35 territory in the vicinity as defined in section 28-8461.

36 (c) One member who represents the interests of a city, town or county.

37 3. Nine members who are appointed by the governor, who serve at the
38 pleasure of the governor and who include the following:

39 (a) Three members who are knowledgeable in military affairs and who
40 represent the long-term interests of a military installation.

41 (b) Three members who represent private property interests in the
42 territory in the vicinity as defined in section 28-8461.

43 (c) Three members who represent the interests of a city, town or
44 county.

1 B. FROM AND AFTER DECEMBER 31, 2010, THE COMMISSION MEMBERSHIP
2 CONSISTS OF:

3 1. THIRTEEN MEMBERS WHO ARE APPOINTED BY THE GOVERNOR AND WHO INCLUDE
4 THE FOLLOWING:

5 (a) TEN MEMBERS WHO RESIDE IN A COMMUNITY IN WHICH A MILITARY
6 INSTALLATION IS LOCATED. OF THIS GROUP, FIVE MEMBERS SHALL HAVE EXPERTISE IN
7 MILITARY AFFAIRS AND FIVE MEMBERS SHALL BE LOCAL ELECTED OFFICIALS.

8 (b) THREE MEMBERS WHO REPRESENT PRIVATE PROPERTY INTERESTS IN THE
9 TERRITORY IN THE VICINITY AS DEFINED IN SECTION 28-8461.

10 2. ONE MEMBER WHO REPRESENTS PRIVATE PROPERTY INTERESTS IN THE
11 TERRITORY IN THE VICINITY AS DEFINED IN SECTION 28-8461 AND WHO IS APPOINTED
12 BY THE PRESIDENT OF THE SENATE.

13 3. ONE MEMBER WHO REPRESENTS PRIVATE PROPERTY INTERESTS IN THE
14 TERRITORY IN THE VICINITY AS DEFINED IN SECTION 28-8461 AND WHO IS APPOINTED
15 BY THE SPEAKER OF THE HOUSE OF REPRESENTATIVES.

16 4. FOUR NONVOTING ADVISORY MEMBERS WHO ARE NOT COUNTED FOR THE PURPOSE
17 OF DETERMINING A QUORUM CONSISTING OF:

18 (a) THE ADJUTANT GENERAL OR A DESIGNEE OF THE ADJUTANT GENERAL.

19 (b) A REPRESENTATIVE FROM A MILITARY INSTALLATION COMMANDER WHO IS
20 APPOINTED BY THE GOVERNOR.

21 (c) A REPRESENTATIVE FROM A FEDERAL AGENCY INVOLVED IN LAND USE ISSUES
22 WHO IS APPOINTED BY THE GOVERNOR.

23 (d) THE STATE LAND COMMISSIONER OR A DESIGNEE OF THE COMMISSIONER.

24 C. The military affairs commission shall have geographic diversity in
25 its membership. THE GOVERNOR SHALL DESIGNATE TWO OF THE GOVERNOR'S
26 APPOINTEES AS COCHAIRPERSONS OF THE COMMISSION. MEMBERS OR DESIGNEES OF THE
27 COMMISSION SHALL NOT SEND ALTERNATES TO REPRESENT THEM AT COMMISSION
28 MEETINGS. THE VOTING MEMBERS SHALL SERVE SIX-YEAR TERMS.

29 D. THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS SHALL STAFF THE
30 COMMISSION.

31 ~~D.~~ E. The commission shall:

32 1. MEET AT LEAST ANNUALLY.

33 ~~1.~~ 2. Meet on a regular basis with the governor, the president of the
34 senate and the speaker of the house of representatives, EITHER INDIVIDUALLY
35 OR COLLECTIVELY, to provide recommendations on military issues and report on
36 the progress of the military affairs commission.

37 3. ANNUALLY MEET WITH THE APPROPRIATE LEGISLATIVE COMMITTEES THAT HAVE
38 JURISDICTION OVER MILITARY INSTALLATIONS.

39 4. ADVISE THE GOVERNOR AND THE LEGISLATURE ON MATTERS AFFECTING THE
40 OPERATIONAL VIABILITY OF ARIZONA MILITARY FACILITIES INCLUDING MILITARY
41 INSTALLATIONS, MILITARY TRAINING ROUTES, MILITARY RESTRICTED AIRSPACE,
42 MILITARY RANGES OR AREAS UNDER THE JURISDICTION OF AN ACTIVE UNIT OF THE
43 UNIFORMED ARMED SERVICES OF THE UNITED STATES OR ANY RESERVE OR NATIONAL
44 GUARD COMPONENT OF THE UNIFORMED ARMED SERVICES OF THE UNITED STATES.

2- 5. Develop criteria, including accountability requirements, for
awarding monies from the military installation fund established by section
~~41-1512.01~~ 26-262.

3- 6. Review applications for monies to be awarded from the military
installation fund.

4- 7. Annually recommend to the department OF EMERGENCY AND MILITARY
AFFAIRS a priority listing of monies with available resources.

5- 8. Recommend to the department OF EMERGENCY AND MILITARY AFFAIRS
how the monies in the military installation fund should be awarded.

9. PROACTIVELY ASSIST WITH COORDINATION AMONG THE UNITED STATES
MILITARY OPERATING IN ARIZONA, THE CONGRESSIONAL DELEGATION, THE GOVERNOR,
THE STATE LEGISLATURE AND STATE AND LOCAL LEADERS.

10. RECOMMEND EXECUTIVE, LEGISLATIVE AND FEDERAL ACTIONS NECESSARY TO
SUSTAIN MILITARY OPERATIONS AND ENHANCE THE STATE'S PREPAREDNESS TO RESPOND
TO POTENTIAL NEW MISSIONS AND PREVENT MILITARY FACILITIES FROM CLOSURE OR
DOWNSIZING.

11. STUDY ISSUES RELATING TO VETERANS, ACTIVE DUTY, NATIONAL GUARD AND
RESERVE MEMBERS OF THE UNITED STATES ARMED FORCES AND OTHER MILITARY QUALITY
OF LIFE ISSUES.

F. For the purposes of this section, "military installation" means
a military airport or ancillary military facility as defined in section
28-8461 or any real property that services, supports or is used by the
military.

Sec. 3. Section 41-1512.01, Arizona Revised Statutes, is transferred
and renumbered for placement in title 26, chapter 1, article 7, Arizona
Revised Statutes, as added by this act, as section 26-262 and, as so
renumbered, is amended to read:

26-262. Military installation fund; report; definition

A. The military installation fund is established consisting of
revenues made available to the fund from any lawful source. The ~~department~~
~~of commerce~~ ADJUTANT GENERAL shall administer the fund. On notice from the
~~department~~ ADJUTANT GENERAL, the state treasurer shall invest and divest
monies in the fund as provided by section 35-313, and monies earned from
investment shall be credited to the fund. The fund is exempt from the
provisions of section 35-190 relating to lapsing of appropriations.

B. Monies in the fund are continuously appropriated for the purposes
of this section.

C. The department OF EMERGENCY AND MILITARY AFFAIRS, in conjunction
with the military affairs commission established by section ~~41-1512~~ 26-261,
shall adopt by rule procedures for receiving and evaluating applications AND
AWARDING THE MONIES AS PROVIDED BY SUBSECTION G OF THIS SECTION. If
applications for monies exceed the amount available in the fund, the
department may request applicants to reduce the amount of the applications or
deny or award reduced amounts.

1 D. The department shall receive each application for fund monies and
2 shall forward each application to the military affairs commission. The
3 military affairs commission shall review each application and recommend to
4 the department both of the following:

5 1. Each applicant that should be awarded monies from the fund.

6 2. The dollar amount that each applicant listed pursuant to paragraph
7 1 of this subsection should be awarded from the fund.

8 E. The department shall consider the military affairs commission's
9 recommendations and shall decide how the monies in the fund shall be awarded
10 among the applicants. The department, after reviewing the recommendations by
11 the military affairs commission, shall make the monies in the fund available
12 for the purpose of military installation preservation and enhancement
13 projects. Except as provided in subsection F of this section, after the
14 department makes an award decision the department shall award the monies.

15 F. If the department does not comply with the military affairs
16 commission's recommendation for the awards, within five days after the
17 department's decision the department shall report in writing to THE MILITARY
18 AFFAIRS COMMISSION, the president of the senate, the speaker of the house of
19 representatives and the governor. The report shall include the award decision
20 of the department and the recommendation of the military affairs commission.
21 The department shall not distribute monies from the fund to the applicants
22 for at least sixty days after the report is received.

23 G. The department ~~of commerce~~ shall award:

24 1. AWARD eighty per cent of the monies in the fund ~~to the department~~
25 ~~of veterans' services~~ for the following purposes, except that up to twenty
26 per cent of this amount may be awarded to cities, towns and counties for the
27 purpose of acquiring private land for the purposes prescribed in paragraph 2
28 of this subsection:

29 (a) Acquisition of private property for the purpose of preserving a
30 military installation.

31 (b) Acquisition of real estate and rights to real estate and otherwise
32 preserving real estate from development or mitigating impacts on development
33 in high noise or accident potential zones as defined in section 28-8461 and
34 in areas as required to support a military installation.

35 (c) Acquisition of real estate, property rights and related
36 infrastructure that is vital to the preservation or enhancement of a military
37 installation.

38 (d) STRUCTURAL RENOVATIONS OR CONSTRUCTION OF BUILDING MODIFICATIONS
39 OR IMPROVEMENTS THAT MITIGATE OR ATTENUATE IMPACTS IN HIGH NOISE OR ACCIDENT
40 POTENTIAL ZONES.

41 (e) REMOVAL OF STRUCTURES OR IMPROVEMENTS THAT ARE NECESSARY FOR
42 ACQUISITION OF PRIVATE PROPERTY FOR THE PURPOSE OF PRESERVING A MILITARY
43 INSTALLATION.

1 (f) MANAGEMENT OF ACQUIRED PROPERTY THAT IS NECESSARY TO PRESERVE AND
2 ENHANCE MILITARY MISSIONS AND MILITARY INSTALLATIONS.

3 2. EXCEPT AS PROVIDED BY SUBSECTION L OF THIS SECTION, AWARD twenty
4 per cent of the monies in the fund to cities, towns and counties for:

5 (a) Military installation preservation and enhancement projects OR
6 ANALYTICAL REPORTS OR STUDIES THAT ARE REQUESTED BY FEDERAL OR STATE AGENCIES
7 OR MILITARY FACILITIES IN THIS STATE.

8 (b) INVESTMENT IN OR CONSTRUCTION OF CAPITAL IMPROVEMENTS OR
9 INFRASTRUCTURE FOR THE PURPOSE OF PRESERVING A MILITARY INSTALLATION.

10 (c) STRUCTURAL RENOVATIONS OR CONSTRUCTION OF BUILDING MODIFICATIONS
11 OR IMPROVEMENTS THAT MITIGATE OR ATTENUATE IMPACTS IN HIGH NOISE OR ACCIDENT
12 POTENTIAL ZONES.

13 (d) REMOVAL OF STRUCTURES OR IMPROVEMENTS THAT ARE NECESSARY FOR
14 ACQUISITION OF PRIVATE PROPERTY FOR THE PURPOSE OF PRESERVING A MILITARY
15 INSTALLATION.

16 (e) MANAGEMENT OF ACQUIRED PROPERTY THAT IS NECESSARY TO PRESERVE AND
17 ENHANCE MILITARY MISSIONS AND MILITARY INSTALLATIONS.

18 H. The legislature shall review the distribution formula prescribed in
19 subsection G of this section at least once every four years.

20 I. Monies in the fund may be awarded for debt service on bonds issued
21 by a political subdivision for the purpose of acquisition of private property
22 for the purpose of preserving a military airport or ancillary military
23 facility as defined in section 28-8461 if the land acquisition occurs after
24 December 31, 2004.

25 J. The department shall annually report the awards made pursuant to
26 this section. The report shall be in writing and shall be sent to the
27 president of the senate, the speaker of the house of representatives and the
28 governor. THE DEPARTMENT SHALL SEND A COPY OF THIS REPORT TO THE SECRETARY
29 OF STATE.

30 K. THE DEPARTMENT OF EMERGENCY AND MILITARY AFFAIRS MAY TRANSFER ANY
31 REAL ESTATE, PROPERTY RIGHTS AND RELATED INFRASTRUCTURE THAT ARE ACQUIRED
32 PURSUANT TO THIS SECTION TO ANY OTHER GOVERNMENTAL AGENCY FOR THE PURPOSES OF
33 PRESERVING OR ENHANCING MILITARY INSTALLATIONS IN THIS STATE.

34 L. IF MONIES REMAIN AFTER THE AWARD OF MONIES PURSUANT TO SUBSECTION
35 G, PARAGRAPH 2 OF THIS SECTION, THE DEPARTMENT MAY USE THESE REMAINING MONIES
36 FOR THE PURPOSES PRESCRIBED IN SUBSECTION G, PARAGRAPH 1 OF THIS SECTION.

37 M. ANY AGENCY OF THIS STATE MAY ACCEPT TITLE TO AND MANAGE REAL
38 ESTATE, PROPERTY RIGHTS AND RELATED INFRASTRUCTURE THAT ARE ACQUIRED PURSUANT
39 TO THIS SECTION.

40 ~~K.~~ N. For the purposes of this section, "military installation" has
41 the same meaning prescribed in section ~~41-1512~~ 26-261.

1 Sec. 4. Section 41-1512.02, Arizona Revised Statutes, is transferred
2 and renumbered for placement in title 26, chapter 1, article 7, Arizona
3 Revised Statutes, as added by this act, as section 26-263 and, as so
4 renumbered, is amended to read:

5 26-263. Appropriations; purposes; exemption

6 A. The sum of ~~\$75,000~~ \$90,000 and 1 FTE is appropriated from the state
7 general fund in fiscal years 2004-2005 and 2005-2006 and each year thereafter
8 to the department of ~~commerce~~ EMERGENCY AND MILITARY AFFAIRS.

9 B. The sum of ~~\$100,000~~ \$85,000 is appropriated from the state general
10 fund in fiscal years 2004-2005 and 2005-2006 and each year thereafter to the
11 attorney general's office for implementation of sections 9-461.06, 11-806,
12 11-824 and 28-8481.

13 C. For fiscal years 2004-2005 and 2005-2006 and each year thereafter,
14 the sum of \$4,825,000 is appropriated from the state general fund to the
15 military installation fund established by, and for the purposes prescribed
16 by, section ~~41-1512.01~~ 26-262.

17 D. The appropriations made in ~~subsections A, B and C~~ of this section
18 are exempt from the provisions of section 35-190 relating to lapsing of
19 appropriations.

20 Sec. 5. Section 37-102, Arizona Revised Statutes, is amended to read:

21 37-102. State land department; powers and duties

22 A. The state land department shall administer all laws relating to
23 lands owned by, belonging to and under the control of the state.

24 B. The department shall have charge and control of all lands owned by
25 the state, and timber, stone, gravel and other products of such lands, except
26 lands under the specific use and control of state institutions and the
27 products of such lands.

28 C. The department, in the name of the state, may commence, prosecute
29 and defend all actions and proceedings to protect the interest of the state
30 in lands within the state or the proceeds thereof. Actions shall be
31 commenced and prosecuted at the request of the department by the attorney
32 general, a county attorney or a special counsel under the direction of the
33 attorney general.

34 D. The department shall be the official representative of the state in
35 any communication between the state and the United States government in all
36 matters respecting state lands or any interest of the state in or to the
37 public lands within the state.

38 E. The summons in any action against the state respecting any lands of
39 the state or the products of such lands and all notices concerning such lands
40 or products shall be served ~~upon~~ ON the commissioner. Summonses, warrants or
41 legal notices served on behalf of the department may be served by the
42 commissioner or the commissioner's deputy, or by the sheriff or a constable
43 of any county of the state.

1 F. The department shall maintain as a public record in each of its
2 offices a public docket and index of all matters before the department which
3 THAT may be subject to appeal to the board of appeals or to the courts and
4 all sale, exchange and lease transactions subject to bidding by the public.
5 The department shall list a matter on the public docket immediately after an
6 application or other request for department action is received by the
7 department. The department shall include in the public docket every formal
8 action and decision affecting each matter in question. The department shall
9 establish by rule a means by which any person may obtain a copy of the public
10 docket at the current copying cost.

11 G. The department shall reappraise or update its original appraisal of
12 property to be leased, exchanged or sold if the board of appeals' approval of
13 the lease or sale occurred more than one hundred eighty days before the
14 auction.

15 H. TO THE EXTENT POSSIBLE, the state land department shall:

16 1. Prepare maps of the ancillary military facilities described in
17 section 28-8461, paragraph 7, subdivisions (b) and (c).

18 2. Make a map of the ancillary military facility described in section
19 28-8461, paragraph 7, subdivision (a) available to the public in printed or
20 electronic format and provide the map in printed or electronic format to the
21 state real estate department.

22 3. ~~Within ninety days after the effective date of this amendment to~~
23 ~~this section~~ ON OR BEFORE DECEMBER 25, 2008 and on receipt of proper
24 information from the military installation commander with responsibility for
25 the military electronics range, prepare a map of the military electronics
26 range as defined in section 9-500.28 and make that map available to the
27 public in printed or electronic format and provide the map in printed or
28 electronic format to the state real estate department. Within ninety days of
29 receipt of notice of any change in the boundaries of the military electronics
30 range from the military installation commander, the state land department
31 shall revise its map and provide the map to the public and to the state real
32 estate department.

33 I. The state land department shall provide each map and the legal
34 description of the boundaries of each ancillary military facility described
35 in section 28-8461, paragraph 7 in electronic format to the state real estate
36 department. Each map prepared by the state land department pursuant to this
37 section shall:

38 1. Describe the ancillary military facility, the territory in the
39 vicinity of the ancillary military facility and the high noise and accident
40 potential zone, accident potential zone one and accident potential zone two
41 associated with the ancillary military facility.

42 2. Be submitted to the county in which the ancillary military facility
43 is located.

1 3. ~~Be made available in printed or electronic format to the public at~~
2 ~~the state land department and at the state real estate department~~ TO THE
3 PUBLIC.

4 J. The state land department shall prepare a military training route
5 map. The map shall contain military training route numbers in this state
6 that are used by various United States armed forces. The map shall be dated.

7 K. When preparing the military training route map, the state land
8 department shall use information contained in the most current department of
9 defense publication that is entitled "area planning military training routes
10 for North and South America".

11 L. The military training route map shall be made available ~~in printed~~
12 ~~or electronic format to the public at the state land department and at the~~
13 ~~state real estate department~~ TO THE PUBLIC.

14 M. Within ninety days after the department is notified of a change of
15 a military training route in this state, the department shall prepare a
16 revised military training route map. The map shall be dated and contain a
17 statement that the map supersedes all previously dated maps. The state land
18 department shall send the revised map to the state real estate department
19 electronically and shall also send an accompanying letter specifying the
20 military training route changes. The state land department shall send the
21 revised map and an accompanying letter specifying the military training route
22 changes to the municipalities affected by the changes and to all counties.

23 N. The department shall submit the military training route map
24 prepared pursuant to this section to the counties in either an electronic or
25 a printed format. The format shall be determined by the receiving county.

26 O. The state land department shall provide the legal description of
27 the boundaries of the military training routes as delineated in the military
28 training route map to the state real estate department in electronic format.

29 P. The state land department shall prepare a military restricted
30 airspace map. The map shall contain military restricted airspace in this
31 state that is used by various United States armed forces. The map shall be
32 dated.

33 Q. When preparing the military restricted airspace map, the state land
34 department shall use information contained in the most current department of
35 transportation publication that is entitled "aeronautical chart".

36 R. The military restricted airspace map shall be made available in
37 printed or electronic format to the public at the state land department and
38 at the state real estate department.

39 S. Within ninety days after the department is notified of a change of
40 military restricted airspace in this state, the department shall prepare a
41 revised military restricted airspace map. The map shall be dated and contain
42 a statement that the map supersedes all previously dated maps. The state
43 land department shall send the revised map to the state real estate
44 department electronically and shall also send an accompanying letter

1 specifying the military restricted airspace changes. The state land
2 department shall send the revised map and an accompanying letter specifying
3 the military restricted airspace changes to the municipalities affected by
4 the changes and to all counties.

5 T. The department shall submit the military restricted airspace map
6 prepared pursuant to this section to the counties in either an electronic or
7 a printed format. The format shall be determined by the receiving county.

8 U. The state land department shall provide the legal description of
9 the boundaries of the military restricted airspace as delineated in the
10 military restricted airspace map to the state real estate department in
11 electronic format.

12 V. The department may accept title to and manage real estate, property
13 rights and related infrastructure acquired pursuant to section ~~41-603,~~
14 ~~subsection C, paragraph 3~~ 26-262, SUBSECTION K for preserving or enhancing
15 military installations in this state.

16 Sec. 6. Section 41-603, Arizona Revised Statutes, is amended to read:

17 41-603. Powers and duties

18 A. The department may act as guardian of an incapacitated veteran, the
19 incapacitated spouse of a veteran or minor children of a veteran, or as
20 conservator of the estate of a protected veteran or of the veteran's
21 incapacitated or surviving spouse or of the minor children of a veteran. The
22 department may act in all fiduciary matters, including as power of attorney,
23 trustee, custodian or representative payee of a veteran, spouse of a veteran
24 or minor child of a veteran. The department may act as the personal
25 representative of the estate of a deceased veteran, deceased spouse of a
26 veteran or deceased child of a veteran.

27 B. The department shall:

28 1. Assist veterans and their families and dependents in presenting,
29 providing and establishing claims, privileges, rights and benefits they may
30 have under federal, state or local law.

31 2. Inform veterans and their families and dependents and military and
32 civilian authorities about federal, state and local laws enacted to benefit
33 veterans and their families and dependents and members of the armed forces.

34 3. Collect information relating to services and facilities available
35 to veterans.

36 4. Cooperate with all government and private agencies receiving
37 services for or benefits to veterans and their families and dependents.

38 5. Conduct administrative reviews and, if possible, correct abuses or
39 prevent exploitation of veterans and their families or dependents and
40 recommend corrective legislation.

41 6. Adopt rules deemed necessary to administer this article.

42 7. Enter into agreements with veterans' organizations in this state
43 holding a charter granted by the Congress of the United States for the
44 beneficial interest of veterans.

8. Verify and provide written confirmation to the person of eligibility for special license plates issued pursuant to section 28-2455 by determining that all of the following are true:

(a) The person was a member of the United States armed forces on December 7, 1941.

(b) The person received an honorable discharge from the United States armed forces.

(c) The person was on station on December 7, 1941, during the hours of 7:55 a.m. to 9:45 a.m., Hawaii time at Pearl Harbor, the Island of Oahu or offshore, at a distance not exceeding three miles.

9. Evaluate, supervise, approve and disapprove programs offered by educational institutions and training establishments pursuant to United States Code titles 10 and 38 and state rules, so that veterans and their dependents may draw the educational allowance provided by federal law while pursuing approved programs.

10. Approve or disapprove veterans' organizations seeking to solicit money or other support in this state in the name of American veterans.

C. The department may:

1. Acquire property for and construct and operate a veterans' home facility in southern Arizona.

2. Acquire property for and establish and operate cemeteries for veterans in this state.

~~3. Acquire real estate, property rights and related infrastructure pursuant to section 41-1512.01, subsection G. The department of veterans' services shall transfer any real estate, property rights and related infrastructure to the state land department for the purposes of preserving or enhancing military installations in this state.~~

4. 3. Establish a training center to provide training to current or potential employees and the veteran community. The department may establish a fee for this training.

5- 4. Award the Arizona gold star military medal, if appropriate and if funding is available.

Sec. 7. Section 41-3014.14, Arizona Revised Statutes, is amended to read:

41-3014.14. Military affairs commission; termination July 1,
2014

A. The military affairs commission terminates on July 1, 2014.

B. Section ~~41-1512~~ 26-261 is repealed on January 1, 2015.

Sec. 8. Terms of members of the military affairs commission

The members of the military affairs commission whose terms begin from and after December 31, 2010 as provided by this act shall assign themselves by lot to terms of two, four and six years in office. All subsequent members serve six year terms of office. The co-chairpersons shall notify the governor's office on appointments of these terms.

~~APPROVED BY THE GOVERNOR APRIL 28, 2010.~~

FILED IN THE OFFICE OF THE SECRETARY OF STATE APRIL 28, 2010.